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ATTORNEY'S DOCKET NUMBER: 2004367-0111

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Knaack *et al.*  
Serial No: 10/589,226  
Filing Date: August 11, 2006  
Corresp. to: PCT/US05/03092  
Int. Filing Date: January 27, 2005  
Priority: January 27, 2004  
Title: STABILIZED BONE GRAFT

Examiner: NYA  
Group Art Unit: 1615

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

<b>Certificate of Mailing</b>	
I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
December 18, 2006 Date	<i>Heather A. Mariacher</i> Signature
Heather A. Mariacher Typed or Printed Name of person signing certificate	

**TRANSMITTAL LETTER AND RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. § 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Enclosed herewith in response to the Notification of Missing Requirements under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US), mailed September 18, 2006, are the following documents:

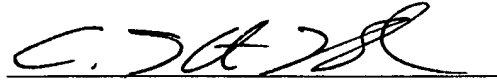
1. A copy of the Notification of Missing Requirements under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US) (2 pages);
2. Petition for One (1) Month Extension of Time under 37 C.F.R. § 1.136(a)(1) (1 page);
3. Executed Declaration (3 documents, 3 pages each);
4. Appointment of Attorney (1 page);
5. Establishing Right of Assignee To Take Action (37 C.F.R. § 3.73(b))(1 page) with copy of Assignment (3 documents, 2 pages each);
6. Written Assertion of Small Entity Status Under 37 C.F.R. § 1.27(a)(2) Small Business Concern (1 page);
7. Credit Card Payment Form in the amount of \$60.00 for one month extension fee under § 1.17(a)(1) for small entity;
8. Credit Card Payment Form in the amount of \$65.00 for late filing of Declaration under 37 C.F.R. § 1.492(h) for small entity; and

9. Return Receipt Postcard.

Please charge any additional fees or credit any overpayments that may be required to our  
Deposit Account No. 03-1721.

Respectfully submitted,

Dated: December 18, 2006



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BHKHB.



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/589,226	David Knaak	2004367-0111

INTERNATIONAL APPLICATION NO.
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PCT/US05/03092

I.A. FILING DATE	PRIORITY DATE
01/27/2005	01/27/2004

24280

CHOATE, HALL & STEWART LLP  
 TWO INTERNATIONAL PLACE  
 BOSTON, MA 02110

MR  
 Due  
 Final  
 Response  
 11.18.06  
 4.18.07

CONFIRMATION NO. 5785

371 FORMALITIES LETTER



\*OC00000020458392\*

Date Mailed: 09/18/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 08/11/2006
- Copy of the International Search Report filed on 08/11/2006
- Copy of IPE Report filed on 08/11/2006
- Preliminary Amendments filed on 08/11/2006
- U.S. Basic National Fees filed on 08/11/2006
- Priority Documents filed on 08/11/2006

The applicant needs to satisfy supplemental fees problems indicated below.

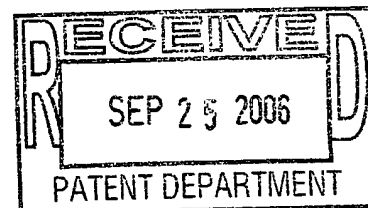
The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.



ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/589,226	PCT/US05/03092	2004367-0111

FORM PCT/DO/EO/905 (371 Formalities Notice)